

PATENT
Docket No.: **2026-4034US1**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Wyndham H. Wilson and Robert E. Wittes
Serial No. : 08/178,463
Filed : January 6, 1994
For : **TAXOL TREATMENT OF BREAST CANCER (As Amended)**
Group Art Unit : 1205
Examiner : Jerome D. Goldberg

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Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Box: AF

**LETTER ACCOMPANYING THE FILING OF A SUPPLEMENTAL DECLARATION
OF BRUCE A. CHABNER UNDER 37 C.F.R. § 1.132**

Sir:

This Letter accompanies the filing of the enclosed Supplemental Declaration of Bruce A. Chabner in the above-identified patent application. Filed concurrently herewith are a Petition for an Extension of Time for one month pursuant to 37 C.F.R. § 1.136 (a) and the required fee pursuant to 37 C.F.R. § 1.17 (a).

REMARKS

During a recent conversation between Examiner Jerome Goldberg and applicants' representative, Mr. James C. Haight, and in the Advisory Action dated May 16, 1995, it was indicated by Examiner Goldberg that the Declaration of Bruce A. Chabner submitted with the Amendment under 37 C.F.R. § 1.116 on April 19, 1995 was objected to

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because the Declaration included qualified statements of opinion. In a subsequent conversation between Examiner Goldberg and Mr. Haight, it was determined that a Supplemental Declaration would be provided by applicants and considered by the Examiner.

In the enclosed Supplemental Declaration of Bruce A. Chabner under 37 C.F.R. § 1.132, the qualified statements of opinion have been removed. Accordingly, it is respectfully believed that with the filing of this Supplemental Declaration, the objection has been overcome and the application is now in condition for allowance.

In the event that the Examiner is of the opinion that further discussion of the application would be helpful, the Examiner is respectfully requested to telephone applicants' undersigned representative at (212) 415-8751 and is assured of full cooperation in an effort to advance the prosecution of the instant application and claims to allowance.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Date: June 26, 1995

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